

MINUTES
PUBLIC BUILDING COMMISSION
TUESDAY, JANUARY 10, 2012, 1:30 P.M.
CONFERENCE ROOM 113
COUNTY CITY BUILDING

PRESENT: Linda Wilson, Jonathan Cook, Eugene Carroll, Jane Raybould

ABSENT: Larry Hudkins

OTHERS PRESENT: Don Killeen, Rod Confer, Mike Lee, Vince Mejer, Chris Connolly, and Jeanne Sayers

The meeting of the Public Building Commission was called to order by Co-Chairperson Linda Wilson and the location of the Nebraska Open Meetings Act was announced.

Carroll moved and Raybould seconded a motion to approve the minutes from the December 8, 2011 meeting. The motion passed.

Rod Confer, Legal Counsel, spoke to the Commission about the numerous criticisms of inadequate public notice of our Special Meeting which was held December 1, 2011 and the complaint to the Attorney General by Americans with Prosperity of such which contends the Commission violated the Open Meetings Act. Mr. Confer feels the Commission gave sufficient public notice. However, confusion as to the process and distribution of public notice of Commission meetings could have appeared inadequate which can be cured by repeating the same action. The agenda for today's meeting was e-mailed to 72 e-mail addresses, 71 which were received, one (1) which e-mailed a response and 14 replies were returned to the Commission Recorder that the e-mail was opened and read. The agenda was faxed to the Journal Star, published January 7, 2012, and placed on the web sites of Lancaster County, the Public Building Commission and the City of Lincoln. A hard copy of the agenda was posted on the Public Bulletin Board of the County as well as on the Public Bulletin Board of the City. There were news articles printed in the Journal Star on 12-22-11 and 01-10-12. Two (2) public members were present. Linda Wilson asked if anyone would like to present testimony regarding items listed on the Agenda. There was no public testimony.

Carroll moved, which was seconded by Raybould, to recommend to the County Board and City Council the purchase and lease back of real property located at 825 'J' Street. The motion passed unanimously.

Update of the Art Display Project is that the project is on track and a call to artists will be made by the designated policy deadline with art displays to begin with the fall school year 2012. A special project "Heros Among Us" in 2013 is being considered for a future display. Updates to the Commission will continue as project progresses.

Cook moved to approve the General Vouchers for December 2011. Carroll seconded. The vote carried.

A request for a table display during the month of April for Fair Housing was submitted for approval by the Commission of Human Rights. Carroll moved approval. Raybould seconded and the motion passed.

The Seminole Energy Services LLC, Annual Supply of Natural Gas had been placed on the agenda mistakenly as had been approved last month but needed a signature only. Carroll moved to approve the following Contracts/Amendment Agreements: NGC Group Inc., General Contracting; Hofeling Enterprises, Inc. & New Heights Tree Service, Tree Trimming; Mail Sort Processions, Flat Mail Preparation; Beatrice Lawn Care Inc, Fertilizer and Weed Control. Raybould seconded. The motion passed unanimously.

Two (2) elevators, one (1) in the County City Building and one (1) at the K Street Records Building were not listed as part of the elevator contract bid. KONE has proposed to add these two (2) elevators at no additional cost to their existing contract and terms. Carroll moved approval with a second from Raybould. The motion carried.

The next meeting of the Commission is tentatively set for February 14, 2012 @ 1:30 p.m.

Report From Administrative Staff: Don Killeen reported that the Mayors of Lincoln Photo Wall has been completed and the photo's are in place. Bond Counsel, Lauren Wismer, sent a letter requesting customary financial records as a duty of Wells Fargo Trust Services to complete the financial audit of the Commission. A response letter has been provided to the Commission. Audits were distributed to Members prior to today's meeting and representatives of Bland & Associates can be available for questions from Members at any future meeting.

With no further business, Carroll moved to adjourn the meeting which was seconded by Cook. The vote carried unanimously.